## PETITION FOR ZONING RE-CLASSIFICATION SPECIAL EXCEPTION AND/OR VARIANCE

TO THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltin ore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition. ) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Baltimore County, from an ML-IM zone to an BM zone, for the reasons given in the attached statement; and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for \_\_\_auxiliary stores to the Golden Ring Mall which is immediately adjacent and contiguous thereto.

and (3) for the reasons given in the attached statement, a variance from the following sections of the Zoning Law and Zoning Regulations of Baltimore County:

The reason for this re-classification is error in the comprehensive zoning of November, 1980.

Property is to be posted and advertised as prescribed by The Baltimore County Code.

I, or we, agree to pay expenses of above Re-classification, Special Exception and/or Variance, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for altimore

Contract Purchaser: Legal Owner(s): A. V. Williams U. Welleams Attorney for Petitioner: 306 West Joppa Road Towson, Maryland 21204 A. V. Williams Attorney's Telephone No.: 828-1335 8660 Pulaski Highway MU6-1000 Address Baltimore, MD 21237

# BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

October 30, 1981

COUNTY OFFICE BLDG.

Nicholas B. Commodari

T. Rogers Harrison, Esquire 306 West Joppa Road Towson, Maryland 21204

> RE: Item No. 20 - Cycle No. II Petitioner - A. V. Williams Reclassification Petition

Dear Mr. Harrison:

State Foads Commissio

MEMBERS

Bureau of Fire Prevent on Health Department Building Department Board of Education Zoning Administration

This reclassification petition has been timely filed with the Board of Appeals for a public hearing within the October 1981 - April 1982 reclassification cycle (Cycle II). It has been reviewed by the zoning office as to form and content and has been reviewed by the Zoning Plans Advisory Committee. The review and enclosed comments from the Committee are intended to provide you and the Board of Appeals with an insight as to possible conflicts or problems that could arise from the requested reclassification or uses and improvements that may be specified as part of the request. They are not intended to indicate the appropriateness of the zoning action requested. coning action requested.

If it has been suggested that the petition forms, descriptions, briefs, and/or the site plans be amended so as to reflect better compliance with the zoning regulations and menting agencies' standards and policies, you are requested to review these comments, make your own judgement as to their accuracy and submit the necessary amendments to this office before November 30. In the event that any requested amendments are not received prior to this date, the petition will be advertised as originally submitted.

The subject property, consisting of 13 plus acres, is zoned M.L.-I.M. and is located on the southeast side of Philadelphia Road southwest of Rossville Boulevard in the 15th Election District. It is presently utilized as a storage lot for a number of office trailers and was the subject of two previous zoning hearings (Case #75-55-R and 78-40-R). The latter hearing granted a reclassification to B.M. zoning, but with the adoption of the 1980 comprehensive zoning maps, it was changed to its current M.L.-I.M. designation.

The petition forms should be changed to delete the proposed use; i.e., "auxiliary stores....", and the description should be revised to indicate the direction of the beginning point from the centerline intersection of Philadelphia Road

Item No. 20 - Cycle No. II Petitioner - A.V. Williams Reclassification Petition

and Rossville Boulevard.

In view of the fact that the submitted site plan does not indicate a proposed development of the subject property, the enclosed comments from the Committee are general in nature. If the requested reclassification is granted, more detailed comments from County agencies and/or this Committee will be submitted when a proposed development is shown.

If you have any questions concerning the enclosed comments, please feel free to contact me at 494-3391. Notice of the specific hearing date, which will be between March 1 and June 30, 1982, will be forwarded to you in the future.

> Very truly yours, redda 12 Commentan NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

**Enclosures** 

cc: George William Stephens, Jr. & Associates, Inc. 303 Allegheny Avenue Towson, Maryland 21204

BABC-Form 1

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS TOWSON, MARYLAND 21204

HARRY J. PISTEL, P. E. DIRECTOR

October 15, 1981

Mr. William T. Hackett, Chairman Board of Appeals Court House Towson, Maryland 21204

> Re: Item #20 Zoning Cycle II (Oct. 1981-Apr. 1982) Property Owner: A. V. Williams S/ES Philadelphia Rd. 213.79' N/E from centerline of Rossville Blvd. Existing Zoning: ML-IM Proposed Zoning: B-M Acres: 13.100 District: 15th

Dear Mr. Hackett:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject

General:

The comments which were supplied in conjunction with the Zoning Advisory Committee review of this property for Item 21 Zoning Cycle I (April-October 1977), 78-40R are referred to for your consideration.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item 20 of Zoning Cycle II (October 1981-April 1982).

RAM: EAM: FWR: SE

cc: Jack Wimbley

Attachment

15 & 16 NE 25 Pos. Sheets NE 4 G Topo 90 Tax Map

May :, 1977

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 21204

> Ra: Item #21 (Cycle I April-Cotober 1977) Property Owner: A. V. Williams S/ES of Phila. Ed. 724.30' S/W of Rossville Blvd. Existing Zoning: M.L. - I.M. District Proposed Zoning: B.M. District: 15th No. of Acres: 13.09

Dear Mr. DiNenna:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

Ceneral:

A portion of this property lies within the Stemmers Run flood plain. The submitted plan should indicate the Stemmers Run 100-year flood plain relative to this property. Further information may be obtained from the Baltimore County Bureau of Engineering.

Philadelphia Road (Md. 7) is a State Road; therefore, all improvements, intersections, entrances and drainage requirements as they affect the road come under the jurisdiction of the Maryland State Highway Administration. Any utility construction within the State Road right-of-way will be subject to the standards, specifications and approval of the State in addition to those of Baltimore County.

Rossville Boulevard is a recently constructed County dual lane, denied access highway, in this vicinity. No additional highway improvements are required.

There is a private drive, contiguous to the southeasternmost outlinu of this site, which connects to Rossville Boulevard opposite Yellow Brick Rozd.

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

Item #21 (Cycle I April-October 1977) Property Owner: A. V. Williams Paga 2

May 2, 1977

Storm Drains:

In accordance with the drainage policy, the Petitioner is responsible for the total actual cost of drainage facilities required to carry the storm water run-off through the property to be developed to a suitable outfall.

Open stream drainage requires a drainage reservation or easement of sufficient width to cover the flood plain of a 100-year design storm.

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Patitioner.

Water and Sanitary Sewer:

Public water supply and sanitary sewerage are available to serve this property.

Very truly yours, DONALD W. TUCKER, P.E. Acting Chief, Bureau of Engineering

DWT:EAM:FWR:ss

I-NW Key Sheat 15 & 16 N3 25 Pos. Sheet NE 4 G Topo 90 Tax Map



Maryland Department of Transportation

M. S. Caltrider

September 24, 1981

Mr. William Hackett, Chairman Board of Appeals County Office Bldg. Towson, Maryland 21204

Attention: Mr. N. Commodari

Re: Cycle II ZAC Meeting of 9-14-81 ITEM: #20 Property Owner: A. V. Williams Location: S/E side
Philadelphia Rd. (Route 7)
213.79' N/E from centerline of Rossville Blvd. Existing Zoning: ML-1M Proposed Zoning: B-M Acres: 13.100 District: 15th

**(**, / 1)/2

Dear Mr. Hackett:

On review of the plot plan of August 26, 1981 and field inspection, the State Highway Administration will require a revised repliminary plan of the site.

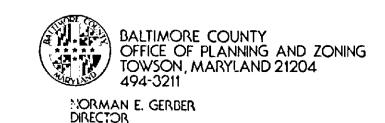
The State Highway Administration has work outstanding that has not been completed in Permit #A-B-7242-77 at this site.

It is requested that a preliminary plan be submitted to the State Highway Administration for review showing all improvements prior to a hearing date being set.

Very truly your Charles Lee, Chies 3 A Bureau of Engineering. Access Permits - Sury William to in By: George Vittgan

CL:GW:vrd cc: Mr. J. Wimbley

My talephone number is (301) 659-1350 P.O. Box 717 / 707 Forth Calvert St., Baltimore, Maryland 21203



October 29, 1981

Mr. William Hackett - Chairman Board of Appeals Room 219 - Court House Towson, Maryland 21204

Dear Mr. Hackett:

Comments on Item #20, Zoning Cycle II, — 1981, are as follows:

Property Owner: A. V. Williams Location: SE/Side Philadelphia Road 213.79' N/E from centerline of Rossville Blvd. Acres: 13,100 District: 15th

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a bearing on this petition.

The subject property is located in a Traffic Level of Service Area controlled by a "D" intersection.

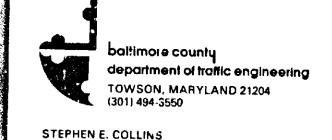
The subject site plan does not have sufficient information to make site plan comments at this time.

Very truly yours, John Helmbley

John L. Wimbley Planner III Current Planning and Development

JLW:rh

CEB:rrj



Mr. William Hackett Chairman, Board of Appeals Office of Law, Courthouse Towson, Maryland 21204

District: 15th.

Cycle 'I - Meeting of September 14, 1981 Item No. - 20 Property Owner: A. V. Williams Location: SE/S Philadelphia Road 213.79' N/E from centerline of Rossville Blvd. Existing Zoning: ML-IM Proposed Zoning: B-M Acres: 13.100

October 8, 1981

Dear Mr. Hackett:

MSF/rlj

The existing ML zoning for this site can be expected to generate approximately 1300 trips per day and the proposed B-M zoning can be expected to generate approximately 6500 trips per day.

Traffic Engineering Associate II

BALTIMORE COUNTY
DEPARTMENT OF HEALTH
TOWSON, MARYLAND 21204 DONALD I ROOP, M.D., M.P.H. DEPUTY STATE & COUNTY HEALTH OFFICER

IJF/JRP/mgt

September 30, 1981

Mr. Walter Reiter, Chairman Board of Appeals Court House Towson, Maryland 21204 Dear Mr. Reiter:

Comments on Item #20, Zoning Advisory Committee Meeting for Cycle II, are as follows:

> Property Owner: A. V. Williams Location: SE/S Philadelphia Road 213.79 N/E from centerline of Rossville Blvd. Existing Zoning: ML-IM Proposed Zoning: B-M Acres: 13.100 District: 15th

Metropolitan water and sewer are available.

The Zoning Plan, as submitted, does not include enough information to enable the Baltimore County Department of Health to make complete comments.

> lan J. Forrest, Director BUREAU OF ENVIRONMENTAL SERVICES

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204
825-7310 825-7310

> FAUL H. REINCKE CHIEF October 9, 1981

Mr. William Hammond cc: William Hackett Coming Commissioner Chairman of Board of Appeals Office of Planning and Zoning Baltimore County Office Building Tows M., Maryland 21204

Attention: Nick Commodari, Chairman

Zoning Plans Advisory Committee RB: Property Owner: A. V. Williams

Location: SE/S Philadelphia Road 213.79' N/E from centerline of Rossville Blvd.

Item No.: 20 Zoning Agenda: Meeting of September 14, 1981

Centlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

(X) 1. Fire hydrants for the referenced property are required and shall be located at intervals or 300 feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

( ) 2. A second means of vehicle access is required for the site.

EXCEEDS the maximum allowed by the Fire Department.

( ) 3. The vehicle dead end condition shown at

( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

(X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

( ) 6. Site plans are approved, as drawn.

( ) 7. The Fire Prevention Bureau has no comments//at this time,

REVIEWER Of Order Of 19/13/11 Approved:

Planning Group Of Division

Noted and XLOGG M. II. Ligand

Fire Prevention Bureau

JK/mb/cm

### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

William Hackett-Chairman Board of Appeals September 23, 1981 Nick Commodari Charles E. Burnham Cycle II - 1981

Item #20 Zoning Advisory Committee Meeting 9-14-81

Property Owner: A.V. Williams SE/S Philadelphia Road 213.79' N/E from centerline of Rossville Blvd.

Existing Zoning: ML-IM Proposed Zoning: B-M 13.100

District: 15th Any proposed structures and improvements shall comply with the Baltimore County Building Code in force at the time. Compliance to the State of Maryland, regulations 05.01.07 and other applicable codes, rules and regulations shall be required.

Permits shall be secured for any improvement or new uses beyond which currently exit.

> Charles E. Burnham Plans Review, Chief .

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: 9/22/81

Mr. Walter Reiter Chairman, Board of Appeals Baltimore County Office Building 1111 West Chesapeake Avenue Towson, Maryland 21204

Zoning Cycle #11 - 1981 Meeting of 9/14/81

RE: Item No: 20 Property Owner: A.V. Williams Location: SE/S Thiladelphia Rd. 213.79' N/E from centerline of Rossville Blvd. Present Zoning: ML-IM Proposed Zoning: B-M Acreage: 13.100 School Situation

School Over/Under

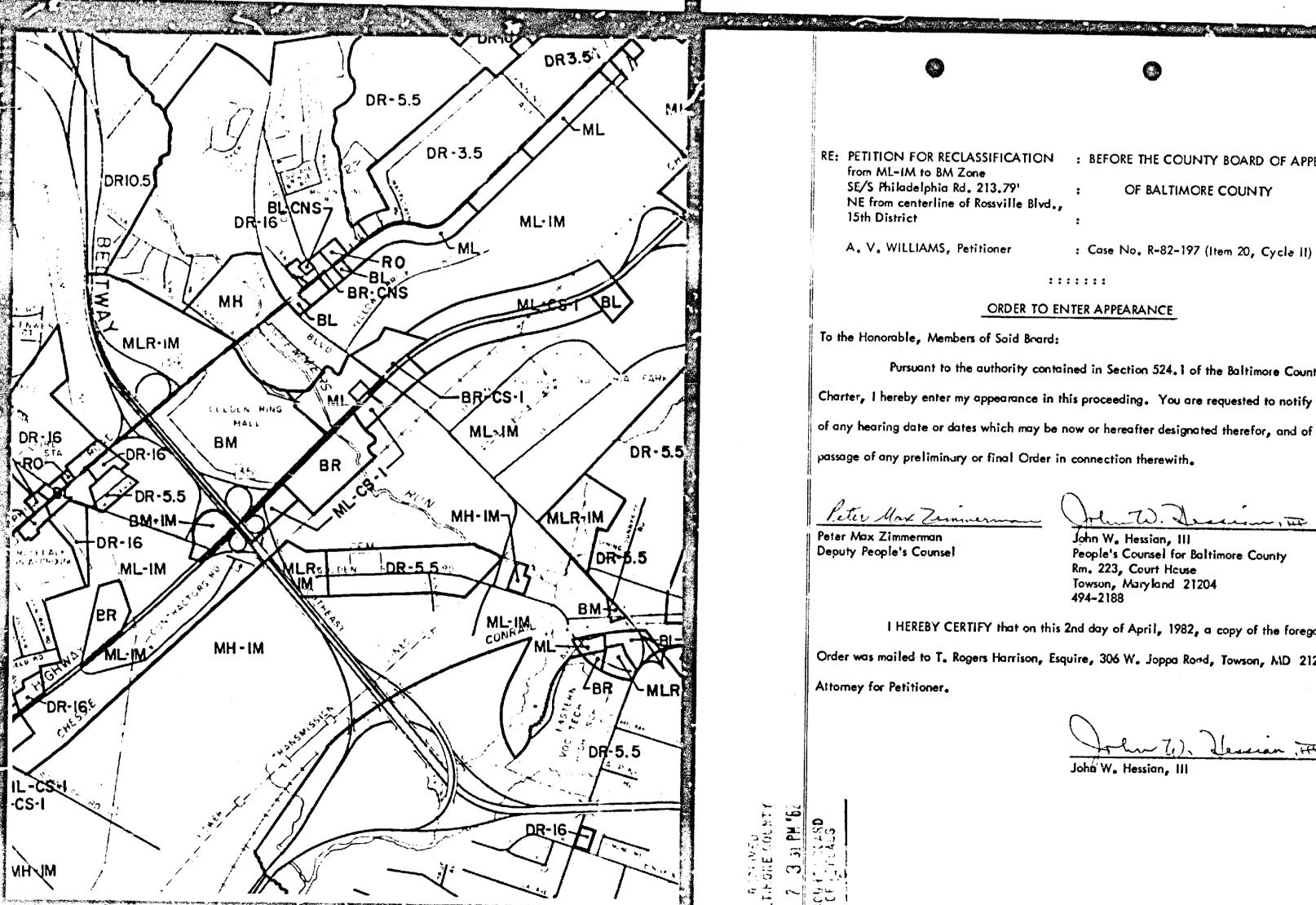
Comments: No bearing on educational system.

Student Yield With:

Existing Zoning

Elementary Junior High

Senior High



RE: PETITION FOR RECLASSIFICATION : BEFORE THE COUNTY BOARD OF APPEALS from ML-IM to BM Zone SE/S Philadelphia Rd. 213.79' NE from centerline of Rossville Blvd., 15th District A. V. WILLIAMS, Petitioner : Case No. R-82-197 (Item 20, Cycle II)

::::::

ORDER TO ENTER APPEARANCE

passage of any preliminary or final Order in connection therewith.

To the Honorable, Members of Said Board:

Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefor, and of the

Peter Max Zemmerman Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Coursel for Baltimore County Rm. 223, Court House Towson, Maryland 21204 494-2188

OF BALTIMORE COUNTY

I HEREBY CERTIFY that on this 2nd day of April, 1982, a copy of the foregoing Order was mailed to T. Rogers Harrison, Esquire, 306 W. Joppa Road, Towson, AID 21204, Attorney for Petitioner.

> tohn (1), Dessan, H John W. Hessian, III

Une Unit belanced.
Wm. Nick Petrovich, Assistant

Department of Planning

# Petition for Reciassification Ge Times 15TH DISTRICT Reclassification LOCATION: Southeast Side of Philadelphia Road, 213.79 feet Southwest of This is to Certify, That the annexed the centerline of Rossville DATE & TIME W.dnesday, June 16, 1982 at 10:00 A.M. PUBLIC HEARING: Towson, Maryland
The County Board of
Appeals for Baltimore
County Charter will hold a was inserted in Oge Times, a newspaper printed Present Zoning: M.L. and published in Baltimore County, once in each Proposed Zoning: B.M.
All that parcel of land in the Pifteenth District of Baltimore County.
Beginning for the same on the southeast, right-of-way line of Philadel, his Reed (Maryland Route 7) distant 57 feet S weeks before the 38°40'40"E measured at right angles from the centerline of said road and distant 213.79 feet S 51° 19'20" W measured alongsaid centerline from the in Boulevard with said Phili delphia Road as shown on Baltimore County Bureau of Land Acquisition Draw-ing RW 66-210-39A thence binding on the southeast right-of-way lines as shown on said drawing the two following courses and feet and 2. N 84-01'40" E 17.83 Stemmers Run thence binding on the southwest right-of-way of relocated Stemmers Run the seven following courses and dis-8. 8 34°40'40" E 160.8 line curving to the east with a radius of 1256.23 feet for an arc distance of 392.46 feet (the chord of said arc being 8 47°37'40" feet 7. 8 64°30'00'' E 85.22 8. S 56°34'40" E 154.91 for an arc distance of 26.26 feet (the chord of said are being 8 55°03'32' E 26.23 feet) to the morthwest side of a private 46 toot BALTIMORE COUNTY, MARYLAND
OFFICE OF FINE REVENUE DIVISION access road thence binding on the said northwest sid MISCELLANEOUS CASH RECEIPT of said access road the tw following courses and dis tances 16. southwesterly by 5/18/82 with a radius of 504.29 feet for as are distance of 36.53 AMOUNT \$50.00 being S 42°55'19" W 36.52
feet) and
11 S 44°59'50" W 510.45
feet to intercact a north T. Rogers Harrison, Esquire FOR: Filing Fee for KKNEK Reclassification Case R-82-Amended Plat of Golden
Ring Mall filed among the
Plat Records of Baltimore
County in Plat Book
E.H.K.Jr. 38 folio 35 -- 197 (A. V. Williams) 282313W 10 50.00 m northeast outlines of said plat, the three following courses and distances 12. N 70°15'54" W 326.93 VALIDATION OR SIGNATURE OF CASHIER 13. N 41°59'53' W 394.19 feet and 14. N 31°23'40" W 349.78 right-of-way line of Phila-delphia Road as shown on right-of-way drawing RW 66-210-32 thence binding and distances 15 N 84° 16' 10" E 205.37 feet and 16. N 54°04'10" E 125.14 feet to the place of beginof land more or less.

PETITION FOR SECLASCIPACATION 18th Election District R-82-177 CERTIFICATE OF PUBLICATION TOWSON, MD., \_\_\_\_\_\_, 12.82\_\_\_\_\_\_, 12.82\_\_\_\_\_\_ THIS IS TO CERTIFY, that the annexed advertisement was Present Zoning: M.L.-I.M.
Proposed Zoning: B.M.
All that parcel of land in the
Fifteenth District of Baltimore
County published in THE JEFFERSONIAN, a weekly newspaper print i County

Beginning for the same on the southeast right-of-way line of Phil adelphia Road (Maryland Route 7 distant 57 feet 8 88° 40′ 40″ E mer and published in Towson, Baltimore County, Md., warexisted one time successive wasks before the \_16th along said centerline from the intersection of Reasville Boulevard with said Philadelphia Road as shown on Baltimore County Bureau of Land Acquisition I wing RW 66-210-39A thence bit is no the southeast right-of-way i lines as shown on set d drawing the two following courses and distances. day of \_\_\_\_\_, 19\_82, the first publication appearing on the 27th day of \_\_\_\_\_May\_\_\_ following courses and distances.

1. 8 38"40'40" E 40.00 feet and

1. N 84"01'40" E 17.83 feet to the southwest right-of-way line of re-located Stemmers Run thence bind; ing on the acuthwest right-of-way of relocated Stemmers Run the seven following courses and dis-8. S 38"40'40" E 160.81 feet 4. Southeasterly by a line curving to the east with a radius of 1256.28 feet for an are distance of 392.48 feet (the chord of said are being 3 47°37' 40° E 390.87 fe t)

5. E 56°34'40" E 75.10 feet

6. E 18°10'00" E 18.44 feet

7. E 64°30'00" E 18.49 feet and

8. Southeasterly by a line curving to the curving the said of the curving the control of the curving the Cost of Advertisement, \$\_\_\_\_\_ feet for an arc distance of 26.28 feet (the chord of said arc being 8 55° 03' 22" E 26.28 feet) to the northwest side of a private 40 foot wide access road thence binding on the said northwest side of said access road the two following courses and distances: 15. N 54°15′10" E 285.37 feet and 16. N 54°04′10" E 125.14 feet to the place of beginning.

Containing 13.100 acres of land more or less. · R-82-197 liams, as shown on plat plan filed with the Zoning Department,
Hearing Date: Wednesday, June 16, 1962 at 10:00 A M Public Hearing: Room fill Courthouse, Towson, Maryland. By order of WILLIAM T. HACKETT, CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Chairman County Board of Appeals Posted for: Settler for Cestanification

Petitioner: A. 11 7. Manual Control of Posting 5/30/52 Number of Signs:

PETITION FOR RECLASSIFICATION

15th Election District

Petition for Reclastification

LOCATION:

ZONING:

Southeast Side of Philadelphia Road, 213.79 feet Southwest

of the centerline of Rossville Boulevard

DATE & TIME:

Wednesday, June 16, 1982 at 10:00 A.M.

PUBLIC HEARING:

Room 218, Courthouse, Towson, Maryland

The County Board of Appeals for Baltimore County, by authority of the Baltimore County Charter will hold a public hearing:

Present Zoning: M. L. -I. M.

Proposed Zoning: B.M.

All that parcel of land in the Fifteenth District of Baltimore County

Being the property of A. V. Williams, as shown on plat plan filed with the Zoning

Hearing Date: Wednesday, June 16, 1982 at 10:00 A.M. Public Hearing: Room 218, Courthouse, Towson, Maryland

> BY ORDER OF WILLIAM T. HACKETT, CHAIRMAN COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

Conge William Stephens, JR, & Associates, Tic SC3 ALLEGATNY AVENUE, TOWSON, MARYLAND 21204

Description of Property Southeast Corner of Rossville Boulevard and Philadelphia Road (Maryland Route 7)

August 25, 1981

Beginning for re same on the southeast right-of-way line of Philadelphia Road (Maryland Route 7) distant 57 feet measured at right angles from the centerline of said road and distant 213.79 feet measured along said centerline from the intersection of Rossville Boulevard with said Philadelphia Road as shown on Baltimore County Bureau of Land Acquisition Drawing RW 66-210-39A thence binding on the southeast right-of-way lines as shown on said drawing the two following courses and distances.

- 1. S 38°40'40" E 40.00 feet and
- 2. N 84°01'40" E 17.83 feet to the southwest right-of-way line of relocated Stemmers Run thence binding on the southwest right-of-way of relocated Stemmers Run the seven following courses and distances
- 3. S 38°40'40" E 160.81 feet
- 4. southeat rerly by a line curving to the east with a radius of 1256.23 feet for an arc distance of 392.46 feet (the chord of said arc being
- S 47°37'40" E 390.87 feet)
- 5. S 56°34'40" E 75.10 feet
- 6. S 18°10'00" E 18.24 feet
- 7. \$ 64°30'00" E 82.2 set
- 8. S 56°34'40" E 154.91 feet and
- 9. southeasterly by a line curving to the south with a radius of 495.67 feet for an arc distance of 26.28 feet (the chord of said arc being \$ 55°03'32" E 26.28 feet) to the northwest side of a private 40 foot wide access road thence binding on the said northwest side of said access road the two following courses and distances 10. southwesterly by a line curving to the west with a radius of 504.29 fe t

NOV 23 MED TEM # 20 CYCLE II

IN THE MATTER OF

\* BEFORE THE

THE PETITION OF A. V. WILLIAMS

BOARD OF ZONING APPEALS

OF BALTIMORE COUNTY.

MARYLAND

\*\*\*\*\*\*\*\*

BRIEF

The Petitioner requests a Re-Classification from an ML-IM zone to a BM zone (Business Major) to conform with the zoning of the adjacent and contiguous property, now occupied by Golden Ring Mall, so that the 13.100 acres which is the subject matter of this application may be developed in conformity with the zoning of Golden Ring Mall. This property was re-classified by the Board of Appeals to a BM zone and said BM zone was affirmed by the Circuit Court for Baltimore County and the Court of Special Appeals of Maryland. The property was recommended by the Baltimore County Planning Commission for a BM zone prior to the November, 1980 comprehensive zoning and no one appeared at any of the hearings before the Planning Commission or the County Council. Without a scintilla of evidence being presented in opposition to the recommendations of the Planning Board the property was unreasonably and arbitrarily placed in an ML-IM zone.

> 306 West Joppa Road Towson, Maryland 21204 828-1335

Attorney for Petitioner

Description of Property Southeast Corner of Rossville Boulevard and Philadelphia Road (Maryland Route 7)

August 25, 1981

for an arc distance of 36.53 feet (the chord of said arc being \$ 42°55'15" W 36.52 feet)

- 11. S 44°59'50" W 510.45 feet to intersect a northeast outline of an Amended Plat of Golden Ring Mall filed among the Plat Records of Baltimore County in Plat Book [.H.K.Jr. 38 folio 35 thence binding on the northeast outlines of said plat the three following courses and distances
- 12. N 70°15'54" W 326.93 feet
- 13. N 41°59'53" W 394-19 feet and
- 14. N 31°23'40" W 349.78 feet to the said southeast right-of-way line of Philadelphia Road as shown on right-of-way drawing RW 66-210-39 thence binding on said right-of-way line the two following courses and distances
- 15. N 54\*15'10" E 385.37 feet and
- 16. N 54° 04'10" = 125.14 feet to the place of beginning. Containing 13.100 acres of land more or less.

BALTIMORE COUNTY
OFFICE OF PLANNING G ZONING TOWSON, MARYLAND 21204

March 8, 1982

WILLIAM E. HAMMOND ZONING COMMISSIONER

T. Rogers Harrison, Esquire 306 W. Joppa Road Towson, Maryland 21204

Petition for Reclassification SE/s Philadelphia Rd., 313' NE from centerline of Rossville Livd. A. V. Williams, -Petitioner Cycle 2 -- Itom 20

E. Hammond

ommissioner

Dear Mr. Harrison

This is to advise that \$52.75 \_is due for the 2nd full page add of the cycle 2 billing. You have already been billed for the 1st full page add. A third bill for the individual advertising and posting of the above property will be forthcoming. All bills must be paid before an order is issued.

Case #R-82-197

Please make check payable to Baltimore County, Maryland, and remit to Karen Riegel, Room 113, County Office Building, Towson, Maryland, 21204, as soon as possible.

BALTIMORE COUNTY, MARYLAND OFFICE OF FINA :- REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

April 6, 1982

AMOUNT \$52.75

01-662

RECEIVED Mudd & Harrison

2nd full page ad for A.V. Williams - Petitioner Case No. R-82-197

3363214 7

52.75

10 miles 2 4 Brand and My grand appears as challenges 1

January 19, 1982

WILLIAM E. HAMMOND ZONING COMMISSIONER

T. Regers Harrison, Eqquire 306 West Joppa Road Towson, Maryland 21204

> Petition for Reclassification SE/s Philadelphia Rd., 313' NE from centerline of Rossville Blvd. A. V. Williams - Petitioner

Dear Mr. Harrison:

This is to advise you that \$96.89 is due for the first advertising of the above property. Two additional bills will be forwarded to you in the near future.

All bills must be paid before an order is issued.

Cycle #2 - Item #20

Please make check payable to Baltimore County, Maryland, and remit to Karen Riegel, Room 113, County Office Building, Towson, Maryland 21204 before the hearing.

WILLIAM E. HAMMOND Zoning Commissioner

W.EH:nch

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION

No. 104554

MISCELLANEOUS CASH RECEIPT

01-662

RECEIVED Mindd & Marrison 1 st full page add for cycle #2 - Item #20 A. V.

23917am 5

9689

VALIDATION OR SIGNATURE OF CASHIER

494-3180

County Board of Appeals Room 219, Court House Towson, Maryland 21204 February 26, 1982

T. Rogers Harrison, Esquire 306 W. Joppa Road Towson, Md. 21204

> Re: Item #20, Case #R-82-197 Cycle II, A. V. Williams

Dear Mr. Harrison:

Your case has been assigned for hearing before the Board during the normal cycle period for reclassification petitions. Written and public notice of the date of the hearing has either been given or is in the process of publication.

The Board has been informed that there are presently pending in the Circuit Court for Baltimore County three separate suits, all of which directly question the validity of the adoption of the 1980 comprehe:sive zoning map by the County Council of Baltimore County. The suits to which we refer are:

> Home Builders Assn. of Md., Inc., et al. v. Baltimore County, Md., et al - Circuit Court Equity # 107047

isaac A. Jones v. Baltimore County, Md., et al -Circuit Court Equity #108029

Shopco Reisterstown Associates, et al v. Baltimore County, Md., et al - Circuit Court Equity \$107318.

The Board, of course, is not involved in those suits and consequently will not be asked to express any opinion on the enactment question. However, we are concerned that the parties to the pending reclassification cases be made aware that there will probably be a judicial decision on the question sometime in the future, and if the Circuit Court should find that the maps were, in fact, improperly enacted, and that decision is affirmed by an appellate court, the various parties to reclassification cases might then be placed in the position of having expended time and money in the preparation and trial of their cases based on the comprehensive map which legally might not exist. The Board has, therefore, determined that it will afford each of the petitioners in the pending reclassification cases the opportunity to review the pending Circuit Court cases and make their individual determination as to whether they wish to proceed at this time to fully try their reclassification case or whether they would prefer not to take that risk and ask the Board for a continuance of their case without hearing until such time as there has been a definitive ruling by the courts on the question of the validity of the 1980 maps.

MORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204

WILLIAM E. HAMMOND ZONING COMMISSIONER

June 11, 1982

T. Rogers Harrison, Esquire 306 West Jonpa Road Towson, Maryland 21204

> Re: Petition for Reclassification SE/S Philadelphia Rd., 313' NE from centerline of Rossville Blvd. A. V. Williams - Petitioner Cycle #2 - Item #20

Dear Mr. Harrison:

This is to advise you that \$93.48 is due for advertising and posting of the above property.

Please make the check payable to Baltimore County, Maryland, and remit to Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

No. 107679

Very truly yours,

WILLIAM E. HAMMOND Zoning Commissioner

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCILLANEOUS CASH RECEIPT

ECEIVED T. Rogers Harrison, Esquire Advertising & Posting Case R-82-197

E : USB --- - - 934810 81761

VALIDATION OR SIGNATURE OF CASHIER

ROBERT J. ROMADKA ATTORNEY AT LAW BOS EASTERN BOULEVARD (BERMANIA FEDERAL BUILDING) ESSEX. MARYLAND 212.1

CHARLES E. FOOS. III JOHN B. GONTRUM JOHN D. HENNEGAN ALFRED M. WALPERT

May 24, 1982

Mr. William Hackett

County Board of Appeals Courthouse Towson, Maryland 21204

Re: Petition for Reclassification SE/S Philadelphia Rd., 213.79 SW of centerline of Rossville Blvd. A. V. Williams - Petitioner Case #R-82-197 Item 20 Cycle II

Dear Mr. Hackett:

I have just received Notice of Hearing that the above captioned matter has been set in for June 16th at 10 a.m. before the Board.

Please be advised that I am already scheduled to appear before Commissioner Jung, Orems Road Trailer Park - Case No. 82-228-SPHA, at that same time. I would appreciate, therefore, if you would reschedule this hearing for another time.

Thank you for your kind attention in this matter. I will, therefore, await your further reply.

lrr

cc: T. Rodgers Harrison, Esquire John W. Hessian, III Esquire Mr. A. V. Williams

686-8274

494-3180

CHARLES E. FOOS, III JOHN B. GONTRUM ALFRED M. WALPER

Zoning Board of Appeals

Towson, Maryland 21204

Old Court House

Gentlemen:

RJR/msw

cc. Mr. A.V. Williams

Thomas Harrison, Esquire

County Board of Appeals Room 219, Court House Towson, Maryl nd 21204 May 27, 1982

RUBERT J. ROMADKA

ATTURNEY AT LAW 809 EASTERN BOULEVARD (GERMANIA FEDERAL BUILDING)

ESSEX, MARYLAND 21221

February 11, 1982

RE: A.V. Williams

Item 20

Cycle 2

to the above noted case. I would appreciate if you would notify

Very truly yours,

me of any hearings dates set in this matter.

Case #R-82-197

Thank you for your kind attention in this matter.

Please enter my appearance as co-counsel with respect

Robert J. Romadka, Esquire 809 Eastern Boulevard Essex, Maryland 21221

> Re: Case No. R-82-197, Item 20, Cycle II A. V. Williams, Petitioner

Dear Mr. Romadka:

Replying to your letter of May 24, 1982, requesting postponement of the above entitled case, we regret to inform you that we must deny your request.

Reclassification petitions are scheduled and advertised well in advance of the hearing date, this particular case being advertised in the Jeffersonian on February 11, 1982. The Board is of the opinion that reclassification cases take precedence over other petitions and, therefore, we feel it is incumbent upon us to proceed with the hearing on this case as scheduled.

Very truly yours,

WTH:e

cc: Mrs. J. Jung John W. Hessian, III, Esquire T. Rogers Harrison, Esquire Mr. A. V. Williams

Page Two

Since there must be some limit to the period of time within which a decision should be made and communicated to the Board, it has been decided that all requests for postponements made pursuant hereto must be delivered in writing to the Board on or before March 15, 1981.

The Board has attached one very important provision to its willingness to co-operate in the granting of postponements for the purpose outlined above, which is that it will not countenance the use of the reasons given above for a postponement for other reasons and, therefore, if a case is postponed for the reason given above it must remain inactive until there is a definitive action from the courts. Therefore, parties are cautioned that if they do, in fact, seek a postponement because of the doubt surrounding the validity of the enactment of the 1980 comprehensive maps, they will be required to wait until there is a decision from the courts on the question before the Board will again assign their case no matter how long the case is suspended.

The purpose of this communication is to alert all parties of record involved of the Board's intention if a request is timely submitted.

Very truly yours,

JOHN E. MUDD

T. ROGETS HARRISON

DOUGLAS W. BISER

cc: Robert J. Romadka, Esquire A. V. Williams

LAW OFFICES MUDD & HARRISON 306 WEST JOPPA ROAD TOWSON, MARYLAND 21204

June 1, 1982

AREA CODE 301

828 1335

William T. Hackett, Chairman County Board of Appeals Room 219, Court House Towson, Maryland 21204

RE: Case No. R-82-197, Item 20, Cycle II A. V. Williams, Petitioner

Dear Mr. Hackett:

I am in receipt of a copy of your letter dated May 27, 1982 regarding the above-captioned matter currently scheduled for a hearing before the Board on June 16, 1982. Apparently there has been some misunderstanding and since my appearance is entered as co-counsel with Mr. Romadka on behalf of the Petitioner, I would like to attempt to clarify what has occurred.

Pursuant to the Board's notice that it would agree to stay our client's Petition For Reclassification pending an outcom of the case currently pending in the Circuit Court for Baltimore County, we communicated with our client and it was determined by him to agree to such a stay, follow the litigation currently pending in the Circuit Court, and independently determine whether or not he chose to file a similar suit. It had been my understanding for the last several months that indeed the above-captioned Petition had been stayed pursuant to the Board's notification and I am unfortunately scheduled to try a case in the Court of Special Appeals during the time that the above-captioned matter is set for a hearing before the Board.

It is therefore respectfully requested that Case No. R-82-197, Item 20, Cycle II be stayed pending a resolution of the cases currently under litigation, or, in the alternative, if the Board finds that our request for a stay is untimely that the matter be postponed to enable me to prepare for and attend the reclassification hearing when rescheduled.

William T. Hackett, Chairman County Board of Appeals
June 1, 1982 Page Two

As I am sure you realize, the zoning history of the above-captioned matter has been a somewhat arduous effort, and I believe it would be in the best interests of everyone and facilitate the least inconvenience to everyone to stay this zoning petition pending the outcome of litigation in the Circuit Court.

Please advise at your earliest convenience.

Very truly yours,

- Tom Haus

TRH:jdm

- artis

cc: Robert J. Romadka, Esquire

JOHN E. MUDD T. ROGERS HARRISON DOUGLAS W. BISER

306 WEST JOPPA ROAD TOWSON, MARYLAND 21204 June 23, 1982

LAW OFFICES

MUDD & HARRISON

AREA CODE 301

828-1335

William T. Hackett, Chairman County Board of Appeals Room 219 Court House Towson, Maryland 21204

RE: Case No. R-82-197, Item 20, Cycle II
A. V. Williams, Petitioner

Dear Mr. Hackett:

Pursuant to your request in your letter dated June 3, 1982 and your request on June 10, 1982, I wish to confirm in writing that on June 16, 1982 the Petitioner in the above case requested and was granted a continuance of the case. The reason for the request was that T. Rogers Harrison was before the Court of Special Appeals on June 16, 1982 in the case of U. S. Fire vs. Maryland Casualty Company.

Thank you for your consideration in this matter.

Very truly yours,

DWB:jdm

494-3180

County Board of Appeals Room 219, Court House Towson, Maryland 21204

June 3, 1982

T. Rogers Harrison, Esquire 306 West Joppa Road Towson, Maryland 21204

> Re: Case No. R-82-197, Item 20, Cycle II A. V. Williams, Petitioner

Dear Mr. Harrison:

As you are vall aware, postponements in reclassification cases are granted with great reluctance by this Board. The case has been posted and advertised many months prior to hearing date, and we have no way of knowing how many interested parties may be relying on this scheduled date.

Since this is the second time around for this particular petition and since the only opposition in the prior hearing consisted of the People's Counsel, I contacted John Hessian as to his attitude on this matter and he is not opposed to a continuance. This request for continuance, however, will have to be done in open hearing on the scheduled date and at the scheduled time so that any interested parties who may attend can be made parties of record to receive notices of reassignment.

Therefore, please confirm to the Board in writing if you intend to request this continuance in open hearing on June 16, 1982, as requested, so the Board can be scheduled accordingly.

Very truly yours,

WTH:e

cc: Robert J. Romadka, Esquire John W. Hessian, III, Esquire

> LAW OFFICES MUDD & HARRISON

JOHN E. MUDD T. ROGERS HARRISON DOUGLAS W. BISER H. PATRICK STRINGER, JR.

376 WEST JOPPA ROAD TOWSON, MARYLAND 21204 AREA CODE 301-828-1335

900 MARYLAND TRUST BUILDING 14 SOUTH CALVERT STREET BALTIMORE, MARYLI PD 21202 301-323-0266

September 27, 1982

County Board of Appeals Room 219, Court House Towson, Maryland 21204

> RE: A. V. Williams SE/S Philadelphia Rd. 213.79' NE of Rossville Blvd. 15th District Reclassification from ML-IM to B.M.

Gentlemen:

The above-captioned matter is currently scheduled for a hearing on Thursday, November 18, 1982 at 10:00 a.m. My presence is required in the Circuit Court for Baltimore County on that date in the matter of Shanklin vs. HSC Engineering Corporation, and therefore, I am requesting that the captioned case be postponed.

Moreover, it was my understanding that this matter had been stayed. Please advise.

Very truly yours, Ton Han T. Rogers Harrison

494-3160

County Koard of Appeals Room 219, Court House Towson, Maryland 21204 September 3, 1982

NOTICE OF ASSIGNMENT

(CONTINUED HEARING)

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH BOARD RULE 2(b). ABSOLUTELY NO POSTPONE-MENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEAR-ING DATE IN ACCORDANCE WITH RULE 2(c), COUNTY COUNCIL BILL #108

CASE NO. R-82-197

A. V. WILLIAMS

SE/S Philadelphia Rd. 213.79' NE of Rossville Blvd.

15th District

Reclassification from ML - IM to B. M.

ASSIGNED FOR:

THURSDAY, NOV. 18, 1982, at 10 a.m. Counsel for Petitioner

cc: T. Rogers Harrison, Esq. A. V. Williams

Mr. Raymond Weston

J. Dyer

N. Gerber

J. Hoswell

Bd. of Education

J. W. Hessian, Esq.

June Holmen, Secretary

May 18, 1982

T. Rogers Harrison, Esquire

Towson, Maryland 21204

306 W. Joppa Road

NOTICE OF HEARING

Re: Petition for Reclassification SE/S Philadelphia Rd., 213.79' SW of centerline of Rossville Blvd. A. V. Williams - Petitioner Case #R-82-197 Item 20 - Cycle II

TIME: 10:00 A.M.

PLACE: Room 218, Courthouse, Towson, Maryland

cc: John W. Hessian, II People's Counsel

DATE: June 16, 1982

A. V. Williams 8660 Pulaski Highway Balto. Md. 21237

Robert J. Romadka, Sr., Esq. 809 Eastern Boulevard Baltimore, Maryland 21221

County Board of Appeals

ROBERT J. ROMADKA ATTORNEY AT LAW BOS EASTERN BOULEVARD (GERMANIA FEDERAL BUILDING) EBSEX, MARYLAND 21221

SHARLER E. FOOR, III JOHN B. GRINTRUM JOHN O. HENNEBAN ALFRED M. WALPERT

686-8274

June 15, 1982

County Board of Appeals Court House Towson, MD 21204

> Re: Item #20 Case #R-82-197 Rossville Blvd.

Gentlemen:

Please strike my appearance as co-counsel with respect to the above captioned case.

Thank you for your kind attention in this matter.

Very truly yours,

RJR/lrr cc: Mr. A.V. Williams Mr. T. Rodgers Harrison

494-3180

COUNTY BOARD OF APPEALS Room 219 Court House Towson, Md. 21204 September 30, 1982 Hearing Room 218

OF POSTPONEMENT NOTICE

CASE NO. R-82-197

A. V. WILLIAMS

SE/S Philadelphia Road, 213.79' NE of Rossville Blvd.

Counsel for Petitioner

15th District

Reclassification from ML - IM to B. M.

Assigned for hearing on Thursday, November 18, 1982, at 10 a.m. has been POSTFONED by the Board at the request of counsel for the Petitioner. The case will not be rescheduled until requested by the Petitioner.

cc: T. Robers Harrison, Esq.

A. V. Williams Petitioner

Mr. Raymond Weston W. E. Hammond

J. E. Dyer N. E. Gerber

J. G. Hoswell

Board of Education J. W. Hessian, Esq.

People's Counsel

June Holmen, Secretary

494-3180

County Board of Appeals Room 219, Court House Towson, Maryland 21204 February 2, 1983

NOTICE OF ASSIGNMENT

(CONTINUED HEARING)

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH BOARD RULE 2(b). ABSOLUTELY NO POSTPONE-MENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEAR-ING DATE IN ACCORDANCE WITH RULE 2(c), COUNTY COUNCIL BILL #108

CASE NO. R-82-197

A. V. WILLIAMS

SE/S Philadelphia Rd., 213.79' NE of Rossville Blvd.

15th District

Reclassification from ML - IM to BM

ASSIGNED FOR:

WEDNESDAY, MARCH 23, 1983, at 10 a.m.

cc: T. Rogers Harrison, Esq.

Counsel for Petitioner

Petitioner

A. V. Williams

Raymond Weston

W. Hammond

J. Dyer

N. Gerber

J. Hoswell

**Board of Education** 

J. W. Hessian, Esq.

People's Counsel

June Holmen, Secretary

LAW OFFICES MUDD & HARRISON

306 WEST JOPPA ROAD

TOWSON, MARYLAND 21204

AREA CODE 301-828-1335

JOHN E. MUDD T. ROGERS HARRISON DOUGLAS W. BISER H. PATRICK STRINGER, JR. 900 MARYLAND TRUST BUILDING 14 SOUTH CALVERT STREET BALTIMORE, MARYLAND 21202 301-323-0266

February 24, 1983

County Board of Zoning Appeals Room 219 Court Fouse Towson, Maryland 21204

Re: A. V. Williams, Petition for Reclassification

Gentlemen:

The above-captioned matter has again mysteriously been scheduled for a hearing on March 23, 1983. If my recollection serves me correct, the matter was not to be set back in unless requested and we have no record in our office that it has been requested to be set in.

Please advise.

Very truly yours,

TRH:1fc

494-3180

County Bourd of Appeals Room 200, Court House Towcon, Maryland 21204 March 1, 1983

T. Rogers Harrison, Esquire 306 West Joppa Road Towson, Md. 21204

> Re: Case No. R-82-197 A. V. Williams, Petitioner

Dear Mr. Harrison:

Replying to your letter of February 24, 1983, you are correct in your statement that the above entitled case was not to be reassigned until requested by the Petitioner. The case file indicates that on September 30, 1982, an indefinite postponement was granted, the case to be rescheduled only by request of Petitioner. Unfortunately, this provision was not noted when the docket was being set and this case was inadvertently scheduled.

The Board would also ask you to take note that the time is rapidly approaching when the 1984 comprehensive map process will begin and any cases not heard before the adoption of these maps will automatically become moot.

Inasmuch as it was our error in rescheduling the case at this time, we will ant your request for an indefinite postponement and will hold the case pending your request for rescheduling.

Very truly yours,

WTH:E

cc: A. V. Williams Raymond Weston John W. Hessian, III, Esq. Mr. W. E. Hammond Mr. J. E. Dyer Mr. N. E. Gerber Mr. J. G. Hoswell

County Board of Appeals of Baltimore County Room 200 Court House Tomson, Maryland 21204 (301) 494-3180 January 25, 1985

T. Rogers Harrison, Esquire 306 W. Joppa Road Towson, MD 21204

Re: Case No. R-82-197 A. V. Williams

Dear Mr. Harrison:

As the Petitioner, or representative thereof, in the above referenced case, you are hereby advised that said case now pending before the Board of Appeals is considered moot. This decision is based on an opinion of the Baltimore County Attorney's office concluding that any reclassification case pending before this Board on the date of the adoption of new comprehensive zoning maps is moot.

Therefore, unless you present written objection to the Board within thirty (30) days from the date hereof, an Order of Dismissal shall be executed by this Board.

Very truly yours,

WTH:e

cc: A. V. Williams Raymond Weston Arnold Jablon Jean M. H. Jung James E. Dyer Norman E. Gerber James G. Hoswell Phyllis Cole Friedman Board of Education



County Board of Appeals of Baltimore County Room 200 Court Hause Towson, Maryland 21204

> (301) 494-3180 March 18 1985

T. Rogers Harrison, Esquire 306 W. Joppa Road Towson, MD 21204

> Re: Case No. R-82-197 A. V. Williams

Dear Mr. Harrison:

Enclosed herewith is a copy of the Order of Dismissal passed today by the County Board of Appeals in the above entitled case.

Very truly yours,

Enclosure

cc: A. V. Williams Raymond Weston Arnold Jablon Jean M. H. Jung James E.Dyer Norman E. Gerber James G. Hoswell Phyllis Cole Friedman Board of Education

IN THE MATTER
OF THE APPLICATION OF A. V. WILLIAMS FOR RECLASSIFICATION FROM M.L.-IM to B.M. SE/S PHILADELPHIA ROAD

BEFORE

COUNTY BOARD OF APPEALS

213.79' NE OF BALTIMORE COUNTY ROSSVILLE BOULEVARD 15th DISTRICT NO. R.-82-197

#### CRDER OF DISMISSAL

Petition of A. V. Williams for reclassification from M.L.-IM to B.M. on property located on the southeast side of Philadelphia Road 213.79 feet northeast of Rossville Boulevard, in the Fifteenth Election District of Baltimore County.

WHEREAS, by letter dated January 25, 1985, the Board of Appeals notified the parties of record in the above entitled matter that the case is considered moot; and

WHEREAS, this decision is based on an opinion of the Baltimore County Attorney's office stating that any zoning case requesting reclassification of property pending before the Board on the date the new zoning maps are adopted is moot; and

WHEREAS, the Board has not received a reply from its letter of January 25, 1985, within thirty (30) days as requested;

THEREFORE, the Board will, on its own Motion, dismiss the within petition.

IT IS HEREBY ORDERED, this 18th day of March, 1985, that said petition be and the same is declared moot and the petition DISMISSED.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

9/3/82 - Following were notified of hearing set for Thursday, Nov. 18, 1982, at 10 a.m.: Rogers Harrison, esq. A. V. Williams W. Hammond J. Dyer N. Gerber J. Hoswell Bd. of Ed. J. Hessian, Esq. 2/2/83 - Above notified of hearing set for WED. March 23, 1983, at 10 a.m. Pastponel 3-1-83 DO NOT
INDEFINITELY DONTIL RERESCHEDULE ONTIL REQUESTE D BY

